1	Brett L. Gibbs, Esq. (SBN 251000) Of Counsel to Prenda Law Inc. 38 Miller Avenue, #263 Mill Valley, CA 94941 415-325-5900 blgibbs@wefightpiracy.com		
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5	Attorney for Plaintiff		
6	IN THE UNITED STATES DISTRICT COURT FOR THE		
7	CENTRAL DISTRICT OF CALIFORNIA		
8			
9	AE HOLDINGS LLC	N- 2-12 07201 ODW IC	
10	AF HOLDINGS LLC,	No. 2:12-cv-07391-ODW-JC	
11	Plaintiff, v.	<ul><li>PLAINTIFF'S NOTICE OF VOLUNTARY</li><li>DISMISSAL OF ACTION WITHOUT</li></ul>	
12	JOHN DOE,	) PREJUDICE )	
13	Defendant.	) )	
14			
15	NOTICE OF VOLUNTARY DISMI	SSAL OF ACTION WITHOUT PREJUDICE	
16	TO TOD OF YOUR WITHIN DIGITAL		
17	NOTICE IS HEREBY GIVEN that, pursuant to Federal Rule of Civil Procedure 41(a)(1)		
18	Plaintiff voluntary dismisses this action in its entirety without prejudice. The Court before which the		
19	instant action presently sits has recently held that "[T]he Court is not convinced that that there is		
20	no way of identifying John Doe through an IP address other than obtaining ISP subscriber		
21 22	information—Plaintiff has presented nothing but argument suggesting that it is so." Plaintiff		
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20	1 AF Holdings v. Doe, No. 2:12-cv-06637-ODW-JC (0	C.D. Cal. January 25, 2013), Order Dismissing Case (ECF No. 21.)	

## In accordance with Federal Rule of Civil Procedure 41(a)(1), Defendant has neither filed an answer to Plaintiff's Complaint, nor a motion for summary judgment. Dismissal under Federal Rule of Civil Procedure 41(a)(1) is therefore appropriate. Respectfully Submitted, DATED: January 28, 2013 /s/ Brett L. Gibbs, Esq. By: Brett L. Gibbs, Esq. (SBN 251000) Of Counsel for Prenda Law Inc. 38 Miller Avenue, #263 Mill Valley, CA 94941 blgibbs@wefightpiracy.com Attorney for Plaintiff

Case 2:12-cv-07391-ODW-JC Document 14 Filed 01/28/13 Page 2 of 3 Page ID #:97

1	<u>CERTIFICATE OF SERVICE</u>
2 3	The undersigned hereby certifies that on January 28, 2013, all individuals of record who are deemed to have consented to electronic service are being served a true and correct copy of the foregoing document, and all attachments and related documents, using the Court's ECF system.
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5	/s/_Brett L. Gibbs
6	Brett L. Gibbs, Esq.
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